

**PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA  
COMMISSION DIRECTIVE**

ADMINISTRATIVE MATTER	<input type="checkbox"/>	DATE	<u>November 10, 2010</u>
MOTOR CARRIER MATTER	<input type="checkbox"/>	DOCKET NO.	<u>1999-323-C/2000-265-C</u> <u>2001-21-C/2010-325-C</u>
UTILITIES MATTER	<input checked="" type="checkbox"/>	ORDER NO.	<u>2010-770</u>

**THIS DIRECTIVE SHALL SERVE AS THE COMMISSION'S ORDER ON THIS ISSUE.**

**SUBJECT:**

DOCKET NO. 1999-323-C - Application of Birch Communications, Incorporated (f/k/a Access Integrated Networks, Incorporated d/b/a Birch Communications) for a Certificate of Public Convenience and Necessity to Provide Local Exchange and Interexchange Telecommunications Services Statewide;

DOCKET NO. 2000-265-C - Application Birch Telecom of the South, Incorporated d/b/a Birch Communications (f/k/a Birch Telecom of the South, Incorporated d/b/a Birch Telecom and d/b/a Birch) for a Certificate of Public Convenience and Necessity to Provide Resold and Facilities-Based Interexchange (Toll) and Local Exchange Telecommunications Services within the State of South Carolina;

DOCKET NO. 2001-21-C - Application of American Fiber Network, Incorporated for a Certificate of Public Convenience and Necessity to Provide Intrastate Resold Telecommunications Services and Local Exchange Services;

-and-

DOCKET NO. 2010-325-C - Joint Application of Birch Communications, Incorporated; Birch Telecom of the South, Incorporated d/b/a Birch Communications; and American Fiber Networks, Incorporated for Approval to Transfer Assets - Return Date Has Expired with No Intervention. Discuss with the Commission the Approval of the Joint Application of Birch Communications, Incorporated; Birch Telecom of the South, Incorporated d/b/a Birch Communications; and American Fiber Network, Incorporated for Approval to Transfer Assets.

**COMMISSION ACTION:**

Approve the joint Application of Birch Communications, Inc., Birch Telecom of the South, and American Fiber Network, Inc. (AFN) for the transfer of assets and customer base from AFN to Birch Communications, Inc. After the transaction is completed, Birch Telecom of the South will provide service to AFN customers in South Carolina. AFN shall notify the Commission when it no longer provides telecommunications services in South Carolina, and its Tariffs will be Withdrawn and its Certificate will be Cancelled.

PRESIDING: Howard

SESSION: Regular

TIME: 2:30 p.m.

	MOTION	YES	NO	OTHER
FLEMING	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
HALL	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	

HAMILTON	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
HOWARD	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
MITCHELL	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
WHITFIELD	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
WRIGHT	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

(SEAL)



RECORDED BY: J. Schmieding